JS 44 (Rev. 02/19)

CIVIL COVER SHEET

1:19 CV 2818

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. *(SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)*

I. (a) PLAINTIFFS Magnesium Machine, LLC, an Okla. limited liability co.; Magnesium Holdings, LLC, an Okla. limited liability co.; and Paramount Design, LLC, an Okla. limited liability company

DEFENDANTS Terves, a Nevada limited liability company and McDonald Hopkins, LLC, an Ohio limited liability company

(b) County of Residence of First Listed Plaintiff   Stephens Co., Oklahoma
(EXCEPT IN U.S. PLAINTIFF CASES)

County of Residence of First Listed Defendant   Cuyahoga Co., Ohio
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

JUDGE OLIVER

MAG. JUDGE BAUGHMAN

(c) Attorneys *(Firm Name, Address, and Telephone Number)*

Steven J. Forbes; Norchi Forbes, LLC; 23240 Chagrin Blvd, Suite 210, Cleveland, OH 44122; 216-514-9500

Attorneys *(If Known)*

II. BASIS OF JURISDICTION *(Place an "X" in One Box Only)*

☐ 1 U.S. Government Plaintiff	☒ 3 Federal Question *(U.S. Government Not a Party)*	
☐ 2 U.S. Government Defendant	☐ 4 Diversity *(Indicate Citizenship of Parties in Item III)*	

III. CITIZENSHIP OF PRINCIPAL PARTIES *(Place an "X" in One Box for Plaintiff*
(For Diversity Cases Only) *and One Box for Defendant)*

	PTF	DEF		PTF	DEF
Citizen of This State	☐ 1	☒ 1	Incorporated *or* Principal Place of Business In This State	☐ 4	☒ 4
Citizen of Another State	☒ 2	☐ 2	Incorporated *and* Principal Place of Business In Another State	☒ 5	☐ 5
Citizen or Subject of a Foreign Country	☐ 3	☐ 3	Foreign Nation	☐ 6	☐ 6

IV. NATURE OF SUIT *(Place an "X" in One Box Only)*   Click here for: Nature of Suit Code Descriptions.

CONTRACT	TORTS		FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
☐ 110 Insurance	**PERSONAL INJURY**	**PERSONAL INJURY**	☐ 625 Drug Related Seizure	☐ 422 Appeal 28 USC 158	☐ 375 False Claims Act
☐ 120 Marine	☐ 310 Airplane	☐ 365 Personal Injury -	of Property 21 USC 881	☐ 423 Withdrawal	☐ 376 Qui Tam (31 USC
☐ 130 Miller Act	☐ 315 Airplane Product	Product Liability	☐ 690 Other	28 USC 157	3729(a))
☐ 140 Negotiable Instrument	Liability	☐ 367 Health Care/			☐ 400 State Reapportionment
☐ 150 Recovery of Overpayment	☐ 320 Assault, Libel &	Pharmaceutical		**PROPERTY RIGHTS**	☐ 410 Antitrust
& Enforcement of Judgment	Slander	Personal Injury		☐ 820 Copyrights	☐ 430 Banks and Banking
☐ 151 Medicare Act	☐ 330 Federal Employers'	Product Liability		☐ 830 Patent	☐ 450 Commerce
☐ 152 Recovery of Defaulted	Liability	☐ 368 Asbestos Personal		☐ 835 Patent - Abbreviated	☐ 460 Deportation
Student Loans	☐ 340 Marine	Injury Product		New Drug Application	☐ 470 Racketeer Influenced and
(Excludes Veterans)	☐ 345 Marine Product	Liability		☐ 840 Trademark	Corrupt Organizations
☐ 153 Recovery of Overpayment	Liability	**PERSONAL PROPERTY**	**LABOR**	**SOCIAL SECURITY**	☐ 480 Consumer Credit
of Veteran's Benefits	☐ 350 Motor Vehicle	☐ 370 Other Fraud	☐ 710 Fair Labor Standards	☐ 861 HIA (1395ff)	☐ 485 Telephone Consumer
☐ 160 Stockholders' Suits	☐ 355 Motor Vehicle	☐ 371 Truth in Lending	Act	☐ 862 Black Lung (923)	Protection Act
☐ 190 Other Contract	Product Liability	☐ 380 Other Personal	☐ 720 Labor/Management	☐ 863 DIWC/DIWW (405(g))	☐ 490 Cable/Sat TV
☐ 195 Contract Product Liability	☐ 360 Other Personal	Property Damage	Relations	☐ 864 SSID Title XVI	☐ 850 Securities/Commodities/
☐ 196 Franchise	Injury	☐ 385 Property Damage	☐ 740 Railway Labor Act	☐ 865 RSI (405(g))	Exchange
	☐ 362 Personal Injury -	Product Liability	☐ 751 Family and Medical		☒ 890 Other Statutory Actions
	Medical Malpractice		Leave Act		☐ 891 Agricultural Acts
REAL PROPERTY	**CIVIL RIGHTS**	**PRISONER PETITIONS**	☐ 790 Other Labor Litigation	**FEDERAL TAX SUITS**	☐ 893 Environmental Matters
☐ 210 Land Condemnation	☐ 440 Other Civil Rights	**Habeas Corpus:**	☐ 791 Employee Retirement	☐ 870 Taxes (U.S. Plaintiff	☐ 895 Freedom of Information
☐ 220 Foreclosure	☐ 441 Voting	☐ 463 Alien Detainee	Income Security Act	or Defendant)	Act
☐ 230 Rent Lease & Ejectment	☐ 442 Employment	☐ 510 Motions to Vacate		☐ 871 IRS—Third Party	☐ 896 Arbitration
☐ 240 Torts to Land	☐ 443 Housing/	Sentence		26 USC 7609	☐ 899 Administrative Procedure
☐ 245 Tort Product Liability	Accommodations	☐ 530 General			Act/Review or Appeal of
☐ 290 All Other Real Property	☐ 445 Amer. w/Disabilities -	☐ 535 Death Penalty	**IMMIGRATION**		Agency Decision
	Employment	**Other:**	☐ 462 Naturalization Application		☐ 950 Constitutionality of
	☐ 446 Amer. w/Disabilities -	☐ 540 Mandamus & Other	☐ 465 Other Immigration		State Statutes
	Other	☐ 550 Civil Rights	Actions		
	☐ 448 Education	☐ 555 Prison Condition			
		☐ 560 Civil Detainee -			
		Conditions of			
		Confinement			

V. ORIGIN *(Place an "X" in One Box Only)*

☒ 1 Original Proceeding	☐ 2 Removed from State Court	☐ 3 Remanded from Appellate Court	☐ 4 Reinstated or Reopened	☐ 5 Transferred from Another District *(specify)*	☐ 6 Multidistrict Litigation - Transfer	☐ 8 Multidistrict Litigation - Direct File

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing *(Do not cite jurisdictional statutes unless diversity)*:
18 U.S.C. §1836 (Defend Trade Secrets Act)

Brief description of cause:
Violation of Defend Trade Secrets Act

VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.

DEMAND $
75,000.00

CHECK YES only if demanded in complaint:

JURY DEMAND: ☒ Yes   ☐ No

VIII. RELATED OR REFILED CASE(S) IF ANY   *(See instructions):*

JUDGE Donld C. Nugent

DOCKET NUMBER 1:19-cv-01611-DCN

DATE
12/04/2019

SIGNATURE OF ATTORNEY OF RECORD
/s/ Steven J. Forbes

FOR OFFICE USE ONLY

RECEIPT #	AMOUNT	APPLYING IFP	JUDGE	MAG. JUDGE

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO

I.   Civil Categories: (Please check one category only).

1. ☑ General Civil
2. ☐ Administrative Review/Social Security
3. ☐ Habeas Corpus Death Penalty

*If under Title 28, §2255, name the SENTENCING JUDGE: _____

CASE NUMBER: _____

II.   **RELATED OR REFILED CASES**. See LR 3.1 which provides in pertinent part: "If an action is filed or removed to this Court and assigned to a District Judge after which it is discontinued, dismissed or remanded to a State court, and subsequently refiled, it shall be assigned to the same Judge who received the initial case assignment without regard for the place of holding court in which the case was refiled. Counsel or a party without counsel shall be responsible for bringing such cases to the attention of the Court by responding to the questions included on the Civil Cover Sheet."

This action: ☑ is **RELATED** to another **PENDING** civil case ☐ is a **REFILED** case ☐ was **PREVIOUSLY REMANDED**

If applicable, please indicate on page 1 in section VIII, the name of the Judge and case number.

III.   In accordance with Local Civil Rule **3.8**, actions involving counties in the Eastern Division shall be filed at any of the divisional offices therein. Actions involving counties in the Western Division shall be filed at the Toledo office. For the purpose of determining the proper division, and for statistical reasons, the following information is requested.

ANSWER ONE PARAGRAPH ONLY. ANSWER PARAGRAPHS 1 THRU 3 IN ORDER. UPON FINDING WHICH PARAGRAPH APPLIES TO YOUR CASE, ANSWER IT AND STOP.

(1)   **Resident defendant**. If the defendant resides in a county within this district, please set forth the name of such county

COUNTY: Cuyahoga County, OH

Corporation For the purpose of answering the above, a corporation is deemed to be a resident of that county in which it has its principal place of business in that district.

(2)   **Non-Resident defendant**. If no defendant is a resident of a county in this district, please set forth the county wherein the cause of action arose or the event complained of occurred.

COUNTY:

(3)   **Other Cases**. If no defendant is a resident of this district, or if the defendant is a corporation not having a principle place of business within the district, and the cause of action arose or the event complained of occurred outside this district, please set forth the county of the plaintiff's residence.

COUNTY:

IV.   The Counties in the Northern District of Ohio are divided into divisions as shown below. After the county is determined in Section III, please check the appropriate division.

EASTERN DIVISION

☐ AKRON   (Counties: Carroll, Holmes, Portage, Stark, Summit, Tuscarawas and Wayne)
☑ CLEVELAND   (Counties: Ashland, Ashtabula, Crawford, Cuyahoga, Geauga, Lake,
                   Lorain, Medina and Richland)
☐ YOUNGSTOWN   (Counties: Columbiana, Mahoning and Trumbull)

WESTERN DIVISION

☐ TOLEDO   (Counties: Allen, Auglaize, Defiance, Erie, Fulton, Hancock, Hardin, Henry,
                   Huron, Lucas, Marion, Mercer, Ottawa, Paulding, Putnam, Sandusky, Seneca
                   VanWert, Williams, Wood and Wyandot)